

IFW



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/626,555

Confirmation No.: 9329

In re Application of:

Nicolas ECHES et al.

Group Art Unit: 3641

Filed: July 25, 2003

Examiner: Harvey E. Behrend

For: SUB-CALIBRED PROJECTILES
WITH MULTIPLE SUPPORTS

RESPONSE TO ELECTION OF SPECIES REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PLEASE ACCEPT THIS AS
AUTHORIZATION TO DEBIT
OR CREDIT FEES TO
DEP. ACCT. 16-0331
PARKHURST & WENDEL

Sir:

In response to the Office Action mailed July 8, 2004, applicants hereby provisionally elect, with traverse, species II (Figures 4a and 4b) for initial examination in this application.

Further, applicants hereby provisionally elect, with traverse, species A (Fig. 5a) for initial examination in this application.

Claim 1 is generic to all species outlined in the Office Action.

Applicants traverse the election requirement since all of species I and II and species A-D are sufficiently related that a thorough and complete search for species I and species A should

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encompass a thorough and complete search for species II and species B-D.

Search and examination of the entire application can be made without serious burden. See MPEP §803 which states that "[i]f the search and examination of an entire application can be made without serious burden, the Examiner must examine it on the merits." This policy should apply in the present application to avoid unnecessary delay and expense to applicant and unnecessary duplicative examination by the USPTO.

For the foregoing reasons, reconsideration and withdrawal of the election requirement and examination of all species herein are respectfully requested.

Respectfully submitted,

PARKHURST & WENDEL, L.L.P.



Roger W. Parkhurst
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July 16, 2004
Date

RWP/mhs
Attorney Docket No.: CELA:104

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